



A34106 - 066031.0148
PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE


Applicants : Sonnenschein et al. Customer No. : 21003
Serial No. : 09/809,291 ✓ Examiner : Not Yet Assigned
Filed : March 15, 2001 Group Art Unit : 3739 3765
For : FUNDOPLICTION APPARATUS AND METHOD

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

I hereby certify that this paper is being deposited with the
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October 13, 2004
Date of Deposit

Walter M. Egbert
Attorney Name


Signature

37,317
Patent Reg. No.

October 13, 2004
Date of Signature

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), applicants bring to the attention of the Examiner the documents listed on the attached Form PTO 1449 and respectfully request that the listed documents be considered by the Examiner and made of record in the above-captioned application. Copies of all of the documents listed on the Form PTO-1449 are enclosed herewith. Also enclosed is a copy of the International Search Report dated September 1, 2004 in the corresponding European Patent Application No. EP 04076318, in which the documents contained in this Information Disclosure Statement were cited. Applicants bring to the attention of the Examiner the reference entitled "Physical Principles of Medical Ultrasonics," as listed in

the attached Form PTO-1449. This reference is not currently available to Applicants' representative.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute "prior art." If the Examiner applies the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of the documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should the documents be applied against the claims of the present application.

This Supplemental Information Disclosure Statement is being filed before the mailing date of the first Office Action on the merits of referenced application. Therefore, applicants do not believe that any fee is due in connection with the submission of this paper. However, if any fee is due, or if any overpayment has been made, the Commissioner is authorized to charge any such fee or credit any overpayment, to our Deposit Account No. 02-4377. Duplicate copies of this sheet are enclosed.

Respectfully submitted,
BAKER BOTTS L.L.P.

By: 

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Form PTO-1449 U.S. Department of Commerce
(REV. 2-82) Patent and Trademark Office

Atty. Docket No.
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**INFORMATION DISCLOSURE STATEMENT
BY APPLICANT**

(Use several sheets if necessary)

Applicants
Sonnenschein et al.

Filing Date
March 15, 2001

Group Art Unit
3739

U.S. PATENT DOCUMENTS

*Exam. Init.	Document No.	Date	Name	Class	Subclass	Filing Date if Appropriate
	6 7 3 6 8 2 8	05/18/04	Adams et al.	606	213	
	6 7 1 6 2 3 3	04/06/04	Whitman	606	219	
	6 6 9 5 1 9 8	02/24/04	Adams et al.	227	175.1	
	6 6 6 3 6 3 9	12/16/03	Laufer et al.	606	139	
	6 6 3 2 2 2 7	10/14/03	Adams	606	110	
	6 3 3 8 7 3 7	01/15/02	Toledano	606	129	
	6 1 5 9 1 4 6	12/12/00	El Gazayerli	600	106	
	6 0 5 9 7 1 9	05/09/00	Yamamoto et al.	600	127	
	5 8 3 3 6 9 6	11/10/98	Whitfield et al.	606	143	
	5 7 7 2 6 7 3	06/30/98	Cuny et al.	606	142	
	5 6 3 0 5 4 0	05/20/97	Blewett	227	176.1	
	5 4 4 1 5 0 7	08/15/95	Wilk	606	139	
	5 4 1 1 5 0 8	05/02/95	Bessler et al.	606	153	
	4 8 4 8 6 3 7	07/18/89	Pruitt	227	19	
	4 6 1 2 9 3 3	09/23/86	Brinkerhoff et al.	128	334	

FOREIGN PATENT DOCUMENT

Document No.	Date	Country	Class	SubClass	Translator Yes No
0 1 6 7 9 6 4	09/20/01	WO			
1 1 0 4 7 0 7 9	02/23/99	JP (English abstract)			
9 7 4 7 2 3 1	12/18/97	WO			

OTHER DOCUMENTS (including Author, Title Date, Pertinent Pages, Etc.)

U.S. Patent Application Publication No. US 2001/0054636 to Nicolo, published December 27, 2001.
"Physical Principles of Medical Ultrasonics," Editor, C.R.Hill, Ellis Horwood Series in Applied Physics, John Wiley & Sons, NY 1986.

Examiner

Date Considered

* Examiner: Initial citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not conformance and not considered. Include copy of this form with next communication to applicant.

NY02:500690.1